LAW OFFICES

KILYK & BOWERSOX, P.L.L.C.

Intellectual Broperty Law

LUKE A. KILYK* (PA, DC) LEONARD D. BOWERSOX JASBIR SINGH MATTHEW T. GILL

400 Holiday Court, Suite 102 WARRENTON, VA 20186

FAIRFAX OFFICE 3603-E Chain Bridge Road Fairfax, Virginia 22030

DINH X. NGUYEN

TEL .: (540) 428-1701 (540) 428-1720 FAC.: (540) 428-1721

Email: lkilyk@kbpatentlaw.com Website: http://www.kbpatentlaw.com

Of Counsel: LAWRENCE B. BUGAISKY, Ph.D.* (DC) WILLIAM CHARLES JAMISON, Ph.D.

*Admitted only in states indicated

PLEASE DIRECT CORRESPONDENCE TO OUR WARRENTON OFFICE

FACSIMILE TRANSMISSION COVER SHEET

DATE:

January 19, 2006

TO:

Examiner Mark Rosenbaum

Group Art Unit 3725 Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RE:

U.S. Patent Application No. 10/083,657

For: METHODS OF MAKING A NIOBIUM METAL OXIDE

Our Ref: 01017CIP (3600-346-01)

FROM:

Luke A. Kilyk, Esq. 7

FAC. TEL. NO.:

1-571-273-8300

NUMBER OF PAGES (INCLUDING THIS COVER SHEET): 17

Items Attached: Petition to Withdraw Improper Holding of Abandonment - 2 pages

Copy of as-filed Amendment dated August 3, 2005 -- 13 pages

Copy of Auto-Reply Facsimile Transmission dated August 3, 2005 -- 1 page

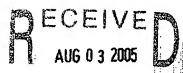
I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 1-571-273-8300 on January 19, 2006.

Kim Blum Name (Print)

Signature

THE INFORMATION CONTAINED IN THIS MESSAGE IS CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED. This message may also be an attorney/client communication which is privileged and confidential. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by calling us collect and return the original message to us at the above address by mail. Thank you.

Auto-Reply Facsimile Transmission



KILYK & BOWERSOX, P.L.L.C.



TO:

Fax Sender at 5404281721

Fax Information Date Received Total Pages:

8/3/2005 10:03:31 AM [Eastern Daylight Time] 12 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received Cover Page

======>

08/63/2065 10:04 548428172 KILYK BCHEPSON PLLC LAW OFFICES KILYK & BOWERSOX, P.L.L.C. Sudward Reports Car FACSIMILE TRANSMISSION COVER SHEET DATE: August 3, 2005 TO: Mail Stop Assendment Commissioner for Paterns P.O. Box 1450 Alexandrin, VA 22313-1450 RE: U.S. Patent Application No. .0(183,65? For: METHODS OF MAXING : NIGHTM METAL OXIDE Our Reft 01017(CIP (3600-316-01) FRCM: Luke A. Kilyk, Exq. 4 FAC. TEL. NO .: 1-571-273-8300 NUMBER OF PAGES (INCLUDING THIS COVER SUBST): 12 THE INFORMATION CONTAINED BY THIS DESCRACE IS CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE CONFIDENCE OR WRITER TO WHICH IT IS ADDRESSED. This message may also be an attemption of confidence or and confidence in the message is not be intended acceptant, or the message is not be intended acceptant, or the majory or agent responsible to define a to the intended ochieve, you are heartly multiple that opplying of his communication is underly positive, or applying of his communication is underly positive, of you have confidence or measurements of confidence or applying of his communication is underly positive, or you have profit or the message of the profit of the profit

PAGE IT I TREVO AT ACTIVE BIAS, IN AMICANIAN DIVIDIR TIME! SYRLIPATO FIXE! 4 M DIVELENDER COID: SOCIETIES CURATION CHINASION ST

BEST AVAILABLE COPY

LAW OFFICES

KILYK & BOWERSOX, P.L.L.C.

Intellectual Property Law

LUKE A. KILYK* (PA, DC) **LEONARD D. BOWERSOX** JASBIR SINGH MATTHEW T. GILL RALPH T. WEBB* (DC, TX, LA)

53 A East Lee Street WARRENTON, VA 20186

FAIRFAX OFFICE 3603-E Chain Bridge Road Fairfax, Virginia 22030

SUSANNE M. HOPKINS

(540) 428-1701 TEL: (540) 428-1720 FAC.: (540) 428-1721

Email: lkilyk@kbpatentlaw.com Website: http://www.kbpatentlaw.com

Of Counsel: LAWRENCE B. BUGAISKY, Ph.D.* (DC) WILLIAM CHARLES JAMISON, Ph.D.

*Admitted only in states indicated

PLEASE DIRECT CORRESPONDENCE TO OUR WARRENTON OFFICE

FACSIMILE TRANSMISSION COVER SHEET

HEGEIVED CENTRAL FAX CENTER

JAN 1.9 2006

DATE:

August 3, 2005

5404281721

TO:

Examiner Mark Rosenbaum

Group Art Unit 3725 Mail Stop Amendment Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RE:

U.S. Patent Application No. 10/083,657

For: METHODS OF MAKING A NIOBIUM METAL OXIDE

Our Ref: 01017CIP (3600-346-01)

FROM:

Luke A. Kilyk, Esq. 2

FAC. TEL. NO.:

1-571-273-8300

NUMBER OF PAGES (INCLUDING THIS COVER SHEET): 12

Items Attached: Amendment -- 11 pages

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 1-571-273-8300 on August 3, 2005.

Kim Blum

Name (Print)

Signature

THE INFORMATION CONTAINED IN THIS MESSAGE IS CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED. This message may also be an attorney/client communication which is privileged and confidential. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by calling us collect and return the original message to us at the above address by mail. Thank you.

BEST AVAILABLE COF